

PROPERTY TAX APPEAL BOARD'S DECISION

APPELLANT: Walter Walejeski
DOCKET NO.: 04-23444.001-R-1
PARCEL NO.: 14-30-108-042-0000

The parties of record before the Property Tax Appeal Board are Walter Walejeski, the appellant, by attorney Brian Maher of the law firm of Weis, DuBrock & Doody, of Chicago, and the Cook County Board of Review.

The subject property consists of 102-year-old multi-family residential property. The two-story, frame and masonry constructed subject improvement contains 1,600 square feet of living area and contains two baths and a garage. The appellant contends unequal treatment in the assessment process as the basis of the appeal.

The appellant submitted assessment data and descriptions on four properties located in the area of the subject property. The properties were from 101 to 111 years of age. They ranged in size from 2,016 to 4,749 square feet, contained amenities similar to the subject and had improvement assessments ranging from \$10.91 to \$15.47 per square foot of living area. The subject improvement was assessed at \$20.80 per square foot of living area. On the basis of this analysis, the appellant requested an assessment for the subject improvement of \$14.02 per square foot living area.

The board of review submitted "Board of Review Notes on Appeal" wherein the subject's final assessment \$40,495, was disclosed. In addition, assessment data and descriptions on four properties were presented. These properties ranged from 105 to 115 years of age and contained amenities similar to the subject. The properties ranged in size from 1,496 to 1,600 per square foot and had improvement assessments ranging from \$20.98 to \$22.10 per square foot of living area.

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Based on the facts and exhibits presented, the Property Tax Appeal Board hereby finds no change in the assessment of the property as established by the Cook County Board of Review is warranted. The correct assessed valuation of the property is:

LAND: \$ 7,200
IMPR.: \$ 33,295
TOTAL: \$ 40,495

Subject only to the State multiplier as applicable.

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After reviewing the record and considering the evidence, the Property Tax Appeal Board finds that it has jurisdiction over the parties and the subject matter of this appeal. The Board further finds that a reduction in the assessment of the subject property is not warranted based on the evidence contained in the record.

The Illinois Supreme Court has held that taxpayers who object to an assessment on the basis of lack of uniformity bear the burden of proving the disparity of assessment valuations by clear and convincing evidence. Kankakee County Board of Review v. Property Tax Appeal Board, 131 Ill.2d 1 (1989). The evidence must demonstrate a consistent pattern of assessment inequities within the assessment jurisdiction. In this appeal, there were a total of eight comparable properties submitted by the parties. The board's four properties were similar in construction, style, age, square footage of living area and location to the subject property and had improvement assessments ranging from \$20.98 to \$22.10 per square foot of living area. The subject improvement is assessed at \$20.80 per square foot of living area, and is below the range of the most similar properties to the subject.

Therefore, based on a review of the assessment comparables contained in the record, the Property Tax Appeal Board finds that the appellant has not supported the contention of unequal treatment in the assessment process and a reduction in the assessment of the subject property is not warranted.

This is a final administrative decision of the Property Tax Appeal Board which is subject to review in the Circuit Court or Appellate Court under the provisions of the Administrative Review Law (735 ILCS 5/3-101 et seq.) and section 16-195 of the Property Tax Code.



Chairman



Member



Member



Member



Member

DISSENTING: _____

C E R T I F I C A T I O N

As Clerk of the Illinois Property Tax Appeal Board and the keeper of the Records thereof, I do hereby certify that the foregoing is a true, full and complete Final Administrative Decision of the Illinois Property Tax Appeal Board issued this date in the above entitled appeal, now of record in this said office.

Date: June 27, 2008



Clerk of the Property Tax Appeal Board

IMPORTANT NOTICE

Section 16-185 of the Property Tax Code provides in part:

"If the Property Tax Appeal Board renders a decision lowering the assessment of a particular parcel after the deadline for filing

complaints with the Board of Review or after adjournment of the session of the Board of Review at which assessments for the subsequent year are being considered, the taxpayer may, within 30 days after the date of written notice of the Property Tax Appeal Board's decision, appeal the assessment for the subsequent year directly to the Property Tax Appeal Board."

In order to comply with the above provision, YOU MUST FILE A PETITION AND EVIDENCE WITH THE PROPERTY TAX APPEAL BOARD WITHIN 30 DAYS OF THE DATE OF THE ENCLOSED DECISION IN ORDER TO APPEAL THE ASSESSMENT OF THE PROPERTY FOR THE SUBSEQUENT YEAR.

Based upon the issuance of a lowered assessment by the Property Tax Appeal Board, the refund of paid property taxes is the responsibility of your County Treasurer. Please contact that office with any questions you may have regarding the refund of paid property taxes.